IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE NO.388 OF 2004
IN
EXECUTION APPLICATION NO.335 OF 2000
IN
AWARD DATED 28.03.2000

M/s.Tata Infotech Ltd. .. Claimants

Vs.

Mr.Tushar Y.Patil ... Respondent

WITH

NOTICE NO.354 OF 2004
IN
AWARD DATED 29.05.2000

M/s.Tata Infotech Ltd. .. Claimants

Vs.

Mr.Ravi Ram Marthandam ... Respondent

WITH

NOTICE NO.286 OF 2003
IN
AWARD DATED 09.10.2000

M/s.Tata Infotech Ltd. .. Claimants

Vs.

Mr.Rahul S.Deo ... Respondents

WITH

NOTICE NO.1173 OF 2003
IN

AWARD DATED 19.03.2001

M/s.Tata Infotech Ltd. .. Claimants

Vs.

Mr.Nilesh J.Gada ... Respondents

Mr.Deepak J.Lulia for the claimants

CORAM : S.U.KAMDAR, J

DATED : 6TH APRIL 2005

P.C.:

. The learned counsel for the applicants seeks leave to withdraw the Notice under Order XXI Rule 37 of the CPC with liberty to execute a decree by taking out proper application for attachment and sale of the property. Only if he is unable to execute a decree against assets of the Judgment Debtor then he will be at liberty to take out fresh notice uder Order XXI Rule 37 of the CPC.